

House  
REPUBLICAN  
Conference

# FloorPrep

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Legislative Digest

Tuesday, May 5, 1998

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John Boehner  
Chairman  
8th District, Ohio

*House Meets at 12:30 p.m. for Morning Hour and  
2:00 p.m. for Legislative Business  
(No Votes Before 5:00 p.m.)*

*Anticipated Floor Action:*

**H.R. 567—Madrid Protocol Implementation Act**

**H.Res. 267—Drug-Free Youth Resolution**

**H.Con.Res. 220—Sense of Congress Regarding American Victims of Terrorism**

**H.R. 6—Higher Education Amendments**



## **Bills Considered Under Suspension of the Rules**

**Floor Situation:** The House will consider the following three bills under suspension of the rules as its first order of business today. Each is debatable for 40 minutes, may not be amended, and requires a two-thirds majority vote for passage.

**H.R. 567—Madrid Protocol Implementation Act** amends the Trademark Act of 1946 to implement provisions of the 1989 international Madrid Protocol. The purpose of the Madrid Protocol is to develop a low-cost international system for registering trademarks. Although passage of this bill, which is identical to measures introduced in both the 103rd and 104th Congresses, will not allow for U.S. participation in the protocol agreement, supporters claim it will send a signal to the international business community that the United States is serious about participating in such an international trademark protection agreement. Specifically, the bill authorizes the owner of a United States trademark to file an international application with the Patent and Trademark Office. Once the application is processed and approved, the trademark will be protected by both domestic and international law. Participation in the Madrid Protocol entitles holders of international registrations to the same trademark protection worldwide as is extended within the United States. The bill was introduced by Mr. Coble; the Judiciary Committee reported the bill by voice vote on July 24, 1997.

**H.Res. 267—Drug-Free Youth Resolution** expresses the sense of Congress that (1) all schools should be drug-free; (2) all federal, state, and local drug fighting agencies should work together with

schools and parents to renew efforts to fight the distribution, sale, and use of illegal drugs in schools and to America's youth; (3) all government leaders, educators, and parents should share a role in raising public awareness on this issue and offer constructive alternatives to illegal drug use; and (4) Congress and the president should work to end the distribution, sale, and use of illegal drugs in the nation's schools and work with local communities, schools, and parents to implement meaningful anti-drug policies. The bill was introduced by Mr. Pappas; the Education & the Workforce Committee ordered the resolution reported by voice vote on March 11, 1998.

**H.Con.Res. 220—Sense of Congress Regarding American Victims of Terrorism** expresses the sense of Congress that the United States should demand that Yasir Arafat and the Palestinian Authority transfer to the United States those residents of its territory who are suspected of killing American citizens. In turn, these suspects will be prosecuted under United States law. This will be made possible because of the 1987 Anti-Terrorism Act, which permits the prosecution, in the United States, of individuals who murder American citizens abroad. The bill was introduced by Mr. Fox; the International Relations Committee ordered the resolution reported by voice vote on April 23, 1998.

**Additional Information:** See *Legislative Digest*, Vol. XXVII, #11, May 1, 1998.



## **H.R. 6—Higher Education Amendments**

**Floor Situation:** The House will complete consideration of H.R. 6 after it completes consideration of the scheduled suspensions. On Wednesday, April 29, the House completed general debate and considered amendments offered through Title VI of the bill under a modified open rule. The rule makes in order a committee amendment in the nature of a substitute as base text. It waives points of order against the bill and its consideration, and states that the bill will be considered by title. The rule requires that amendments must be printed in the *Congressional Record* to be considered. The chairman of the Committee of the Whole may postpone votes during consideration and reduce the voting time on a postponed vote to five minutes, so long as it follows a regular 15-minute vote. Finally, the rule allows one motion to recommit, with or without instructions.

**Summary:** H.R. 6 amends the 1965 Higher Education Act to reauthorize several existing programs that provide federal aid to students and institutions of higher education, authorize new programs, and repeal current unfunded programs. The bill authorizes \$101 billion for these programs for fiscal years 1999-2003. The bill focuses on expanding postsecondary education opportunities for low-income students and increasing the affordability of postsecondary education for many moderate income families. It resolves a current controversy over the cut in interest rates on student loans that is scheduled for July 1, 1998, by establishing a new interest rate formula for new student loans.

The bill also:

- \* increases the maximum Pell Grant award from its current level of \$3,000 to \$4,500 for the next school year, and to \$5,300 in the 2003-2004 school year;

- \* establishes a new performance-based organization to administer federal student aid programs;
- \* establishes Teacher Quality Enhancement Grants, competitive grants offered to states to be used to improve the quality of teachers;
- \* authorizes new programs to strengthen the quality of elementary and secondary teachers, as well as expand loan cancellation for individuals teaching in low-income elementary and secondary schools;
- \* authorizes new programs to help disadvantaged elementary and secondary students graduate from high school and enroll in college;
- \* authorizes \$135 million to assist Historically Black Colleges and Universities and other institutions of higher education that enroll large numbers of minority students and students from low-income backgrounds;
- \* establishes the Frank Tejeda Scholarship program to recruit and train teachers who are proficient in both Spanish and English;
- \* creates the Campus-Based Child Care program to award grants to institutions of higher education to assist in providing campus-based child care services to low income students;
- \* expands work-study provisions to allow campus-performed jobs to qualify under community service provisions and modifies the campus-based formula in order to provide more funds to institutions of higher education who joined the program after 1985 and for those which serve a large number of low-income students;
- \* amends need analysis procedures to increase working dependent students' and single independent students' eligibility for financial aid;
- \* increases the amount of income that families may exclude from calculations to determine how much they should contribute to the cost of education and reduces the percentage of a student's assets that must be contributed toward his/her education; and
- \* expands the responsibility for reporting campus crime statistics to include administrators who have direct responsibility for student and campus activities and requires institutions of higher education to submit campus crime statistics to the Education Secretary.

CBO estimates that enactment will result in discretionary outlays of \$89.1 billion and mandatory outlays of \$29.4 billion over the next five years. The bill was introduced by Messrs. McKeon, Goodling, Clay, and Kildee, and was reported by the Education & the Workforce Committee by a vote of 38-3.

**Views:** The Republican leadership supports passage of the bill. While the administration acknowledges that the bill reflects many of the administration's education proposals, the president has threatened veto the measure. The administration objects to several provisions, including the repeal of funding for the National Board for Professional Teaching Standards.

**Amendments:** On Wednesday, the House considered, but did not vote on, the following four amendments:

- \* an amendment by **Mr. Paul** (#3) to prohibit the Education Department from using a student's Social Security number, or any other identifier used in any federal program, as the electronic personal identifier required under the bill. The bill currently requires the Education Department to adopt standards for a single electronic personal identification number for students receiving assistance under Title IV. **Staff Contact: Norm Singleton, x5-2831**
- \* an amendment by **Mr. Owens** (#51) to create a new Postsecondary Information Technology Education Recruitment program to provide grant funds to institutions to establish, oversee the operation of, and provide technical assistance to projects that provide postsecondary information technology education and employment procurement assistance. The amendment authorizes \$100 million for FY 1999 for this program and such sums as necessary for each of the four succeeding fiscal years. **Staff Contact: Kenya Reid, x5-6231**
- \* an amendment by **Mr. Roemer** (#54) to revise loan limits for unsubsidized loans to allow students to borrow more funds each year, subject to aggregate maximums. The amendment applies to loans made after July 1, 1998. **Staff Contact: Gina Mahony, x5-3915**
- \* an amendment by **Mr. McGovern** (#44) to provide an achievement award to Pell Grant eligible students who graduate in the top 10 percent of their high school graduating class. The amendment makes the achievement award available for the first two years of postsecondary education and equal to the amount of a student's Pell Grant award. It also provides for the achievement award to be proportionately reduced should appropriations for this provision be less than necessary. **Staff Contact: Cindy Buhl, x5-6101**

At the close of business, the *Legislative Digest* was aware of the following other amendments to H.R. 6:

#### ***Title VII — Construction, Reconstruction, and Renovation of Academic Facilities***

**Mr. Stupak** may offer an amendment (#4) to forgive a debt incurred by a previous administration at Suomi College in Hancock, Michigan. Suomi College owes the Department of Education \$5.4 million for construction of buildings on campus. Founded in 1896, the college enrolls 400 students (60 percent from the Upper Peninsula of Michigan) and employs 140 people (the fourth largest private employer in the region). **Staff Contact: David Buchanan, x5-4735**

### *Title VIII — Additional Provisions*

**Mr. Hall (TX)** may offer an amendment (#63) to prohibit the Education Secretary from using audit deficiencies in record keeping in determining whether Texas College in Tyler, Texas, complies with financial responsibility and administrative capacity standards of the HEA, if the college made a good faith effort in furnishing records and provides a signed affidavit to this effect to the Education Department. The previous administration of the college mismanaged its operations and as a result lost its accreditation for federal funding. The current administration at Texas College is close to restoring its accreditation; however, some documentation from the previous administration that is required by the Education Department is missing. *Staff Contact: Marlene Hess, x5-6673*

**Mr. Miller (CA)** may offer an amendment (#69 or #70) to state the sense of Congress that all American colleges and universities should adopt rigorous labor codes of conduct to assure that university and college licensed merchandise is not made by sweatshop and exploited adult or child labor either domestically or abroad. *Staff Contact: Daniel Weiss, x5-2095*

**Mr. Skaggs** may offer an amendment (#58) to study consolidation options with respect to students who have borrowed loans from private sources (other than direct student loans or federally guaranteed student loans). *Staff Contact: Mike Carr, x5-2161*

**Mr. Stupak** may offer an amendment (#5) to authorize \$5 million for each of the next five fiscal years for the Olympic Scholarship program, which provides college scholarships for Olympic athletes while they train. *Staff Contact: David Buchanan, x5-4735*

### *Title IX — Amendments to Other Laws*

**Mr. Foley** may offer an amendment (#22) to eliminate the federal prohibition on notifying the campus community when a student commits a violent crime. The amendment allows the release of the names of students who are found guilty of committing violent crimes by university disciplinary proceedings. *Staff Contact: Shawn Gallagher, x5-5792*

### *— Additional Titles —*

**Mr. Campbell** may offer an amendment (#76) to create a new title to provide non-discriminatory enrollment into the Minority Science and Engineering Improvement program. The program is designed to effect long-range improvements in science and engineering education, and improve support programs for minority students enrolled in science and engineering programs at predominantly minority institutions. The sponsors believes that the program should not exclude anyone from participating in a science or engineering program due to their race, religion, or national origin. *Staff Contact: Suhail Khan, x5-2631*

**Ms. Jackson-Lee** may offer an amendment (#31) to create a new Title XIII to direct the secretary to study methods to identify students with dyslexia early in their educational training. *Staff Contact: Lillie Coney, x5-3816*

**Mr. Livingston** may offer an amendment (#64) to express the sense of the House that institutions of higher education should not take actions which prevent students from expressing freedom of speech or association. The amendment does not prevent institutions from imposing sanctions on students who willfully participate in a disruption of a lecture, speech, or presentation. *Staff Contact: Stan Skocki, x5-3015*

**Mrs. Meek and Mrs. Northup** may offer an amendment (#77) to create a new Title XI to establish a demonstration project to develop ways to provide equal educational opportunity for individuals with learning disabilities at institutions of higher education. The amendment states that (1) not more than five institutions will participate in the demonstration projects; (2) grants, contracts, and agreements will be awarded on a competitive basis; and (3) awards will be granted for three years. The amendment authorizes \$10 million for each fiscal year from FY 1999 through FY 2001 for the projects. *Staff Contacts: Patrick Edmond (Meek), x5-4506 and Juliane Carter (Northup), x5-5401*

**Mr. Miller (CA)** may offer an amendment (#72 or #73) to create a new Title XI which states the sense of Congress that all American colleges and universities should adopt rigorous labor codes of conduct to assure that university and college licensed merchandise is not made by sweatshop and exploited adult or child labor either domestically or abroad. *Staff Contact: Daniel Weiss, x5-2095*

**Mr. Owens** may offer an amendment (#78) to create a new Title XI which creates a new Postsecondary Information Technology Education Recruitment program to provide grant funds to institutions to establish, oversee the operation of, and provide technical assistance to projects that provide postsecondary information technology education and employment procurement assistance. The amendment authorizes \$100 million for FY 1999 for this program and such sums as necessary for each of the four succeeding fiscal years. *Staff Contact: Kenya Reid, x5-6231*

**Mr. Riggs** may offer an amendment (#73) to create a new Title XI to prohibit discrimination and preferential treatment on the basis of race, sex, color, ethnicity, or national origin in connection with admission to any public institution of higher education participating in programs authorized by the Higher Education Act. The amendment encourages affirmative action in the form of outreach and recruitment, so long as such outreach and recruitment does not involve granting an admissions preference based on race, sex, color, ethnicity, or national origin. Private schools are not covered by the amendment, and it excludes any tribally controlled institution that has a policy of granting preferential treatment on the basis of affiliation with an Indian tribe. *Staff Contact: Mark Davis, x5-3311*

**Mr. Roemer and Mr. Riggs** may offer an amendment (#75) to delete the provision of the bill that requires institutions of higher education to report any reduction in funding or in the number of participants on an athletics team, and report the elimination of any sports teams four years in advance of the actual reduction and justify that decision. *Staff Contacts: Gina Mahony (Roemer), x5-3915 and Jennifer Drazek (Riggs), x5-3311*

**Additional Information:** See *Legislative Digest*, Vol. XXVII, #10, Pt. II, April 27, 1998.



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# Amendment Alert!

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Please attach the text of the amendment (if available) and fax to the *Legislative Digest* at x5-7298

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John Boehner  
Chairman  
8th District, Ohio

Member Sponsoring Amendment: \_\_\_\_\_ Bill#: \_\_\_\_\_

Additional Co-sponsors (if any): \_\_\_\_\_

Staff Contact: \_\_\_\_\_ Phone#: \_\_\_\_\_ Evening Phone#: \_\_\_\_\_

Description of the amendment: \_\_\_\_\_

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(Please include any additional or contextual information)

Reason for offering amendment (e.g., How will this change the bill or current law? Why should members support this change?): \_\_\_\_\_

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*Legislative Digest reserves the right to edit descriptions for style, readability, and provisional accuracy.*

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